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#### BEFORE THE POSTAL REGULATORY COMMISSION WASHINGTON, D.C. 20268–0001

COMPETITIVE PRODUCT PRICES
PRIORITY MAIL & FIRST-CLASS PACKAGE SERVICE
CONTRACT 183 (MC2021–49)
NEGOTIATED SERVICE AGREEMENT

Docket No. CP2021-51

### USPS NOTICE OF AMENDMENT TO PRIORITY MAIL & FIRST-CLASS PACKAGE SERVICE CONTRACT 183, FILED UNDER SEAL

(December 22, 2022)

The Postal Service hereby provides notice that the terms of Priority Mail & First-Class Package Service Contract 183, in the above-captioned proceeding, have changed as contemplated by the contract's terms. A redacted version of the amendment to Priority Mail & First-Class Package Service Contract 183 is provided in Attachment A, and the unredacted amendment is being filed under seal. The amendment will become effective three business days following the day that the Commission completes its review of this filing.

The Postal Service is also filing supporting financial documentation and a certified statement as required by 39 C.F.R. § 3015.5. The certified statement required by 39 C.F.R. § 3015.5(c)(2) is provided in Attachment B. A redacted version of the supporting financial documentation is included with this filing as a separate Excel file. The Postal Service's original application for non-public treatment in this docket is hereby incorporated by reference for the protection of these materials.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorney:

Sean C. Robinson

475 L'Enfant Plaza, SW Washington, D.C. 20260-1137 (202) 268-8405 Sean.C.Robinson@usps.gov December 22, 2022

#### ATTACHMENT A

#### REDACTED AMENDMENT TO

#### PRIORITY MAIL & FIRST-CLASS PACKAGE SERVICE CONTRACT 183

# AMENDMENT #1 OF SHIPPING SERVICES CONTRACT BETWEEN THE UNITED STATES POSTAL SERVICE

#### AND

# REGARDING PRIORITY MAIL AND FIRST-CLASS PACKAGE SERVICE

WHEREAS, the United States Postal Service (the "Postal Service") and ("Customer") entered into a Shipping Services Contract, Priority Mail and First-Class Package Service Contract 183/Docket No. CP2021-51, regarding Priority Mail and First-Class Package Service on December 16, 2020.

WHEREAS, the Parties desire to amend the terms in Sections I.F.2, I.G, replacing Table C in Section I.F, and replacing Tables 1, 2, and 3 in Section I.I with new Tables 1 through 4 of the Contract.

NOW, THEREFORE, the Parties agree that the Contract is hereby amended as detailed below. The existing Contract remains unchanged in all other respects. This Amendment shall become effective three (3) business days following the day on which the Commission issues all necessary regulatory approval.

[Replace Sections I.F.2, I.G, replacing Table C in Section I.F, and replacing Tables 1, 2, and 3 in Section I.I with new Tables 1 through 4, as follows.]

#### I. Terms

- F. [Unchanged.]
  - 1. [Unchanged.]

Table B [Unchanged.]

2. Tier Threshold. From the Effective Date of this Amendment, as outlined in Table C below, the following quarterly average volumes must be met in order to achieve the applicable Contract Package prices in Section I.I.



- G. From the Effective Date of the Amendment through December 31, 2022, Customer will pay Tier 2 prices for Contract Packages, pursuant to Tables 3 and 4 respectively. Beginning January 1, 2023, subsequent tier pricing will be determined by the quarterly average of Total Packages shipped during the term of this Contract. If the quarterly average of Total Packages shipped falls below the minimum volume set for Tier 1 pricing, the Postal Service in its sole discretion has the right to revert Customer to the most current Priority Mail Commercial Plus and First-Class Package Service Commercial prices for the subsequent Contract Quarter.
- I. Customized Contract Package Price Tables





<sup>&</sup>lt;sup>1</sup> Tier 1 Contract Package pricing for Customer's First-Class Package Service Contract Packages weighing up to four (4) ounces will be prevailing published prices for First-Class Package Service – Commercial throughout the term of the Contract.



<sup>&</sup>lt;sup>2</sup> Tier 2 Contract Package pricing for Customer's First-Class Package Service Contract Packages weighing up to will be prevailing published prices for First-Class Package Service – Commercial throughout the term of the Contract.



<sup>&</sup>lt;sup>3</sup> Tier 3 Contract Package pricing for Customer's First-Class Package Service Contract Packages weighing up to will be prevailing published prices for First-Class Package Service – Commercial throughout the term of the Contract.



<sup>&</sup>lt;sup>4</sup> Tier 4 Contract Package pricing for Customer's First-Class Package Service Contract Packages weighing up to will be prevailing published prices for First-Class Package Service – Commercial throughout the term of the Contract.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be duly executed as of the later date below:

	D STATES TO SERVICE
Signed	by:Shavon keys
	Name: Shavon Keys
Title:	Vice President, Sales
Date:	12/2/2022



## ATTACHMENT B SIGNED CERTIFICATION

#### **Certification of Prices for Amendment to**

#### Priority Mail Express & First-Class Package Service Contract 183

I, Jorge A. Diaz, Manager, NSA Strategy & Support, Finance Department, am familiar with the prices and terms for the amendment to Priority Mail Express & First-Class Package Service Contract 183. The amended prices and terms contained in this Contract were established by the Decision of the Governors of the United States Postal Service on the Establishment of Prices and Classifications for Domestic Competitive Agreements, Outbound International Competitive Agreements, Inbound International Competitive Agreements, and Other Non-Published Competitive Rates (Governors' Decision No. 19-1).

I hereby certify, based on the financial analysis provided herewith, that the amended prices are in compliance with 39 U.S.C § 3633 (a)(1), (2), and (3). They are expected to cover attributable costs. There should therefore be no subsidization of competitive products by market dominant products. The amended contract should not impair the ability of competitive products on the whole to cover an appropriate share of institutional costs.